

GOVERNMENT OF ANDHRA PRADESH  
A B S T R A C T

SUITS – Land Acquisition – Nizamabad District – Laxmanchanda (Mandal) – Mallapur (Village) – O.P.No.12/94 - Sanction of **Rs.10,58,856/-** - Orders Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO. 540

DATE:20.07.2009

Read:

From the Secy.to CCLA, AP, Hyd.Lr.No.SRP2/312/2009, dt:10.06.09  
along with the proposal of the Spl.Collector, LA, SRSP, SSP & JCRGLIP  
Hyderabad dt:31.03.2009.

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O R D E R:

The Secretary to the Chief Commissioner of Land Administration, Hyderabad has submitted the proposals for sanction of decretal charges in respect of O.P.No.12/94 pertaining to Mallapur (V) Laxmanchanda (M) of Nizamabad District. The then Land Acquisition Officer, L.A.Unit, Pochampad had acquired the land for an extent of Acs.10.35 gts for Excavation of Saraswathi Canal of SRSP 10L Minor of D-16 in the limits of Mallapur (V) of Laxmanchanda (M) of Nizamabad District by fixing the market value @Rs.11,000/- per acre vide Award No.16/93-94, dt:16.08.1993. The claimants sought reference U/s.18 of the L.A.Act of enhancement of the market value awarded by the Land Acquisition Officer in O.P.No.11/93. The Sub-ordinate, Nirmal vide judgment and decree dt:18.10.1996 has enhanced the market value from Rs.11,000/- to Rs.22,000/- per acre. As per the opinion of the Asst.Govt.Pleader Nirmal an appeal was filed in the Hon'ble High Court against Lower Court order and decree vide A.S.No.1914/99. The Hon'ble Hgih Court in A.S.No.1914/99 while confirming the Lower Court order has dismissed the appeal and further order that the claimants are entitled to additional benefits as per the amended provisions of the Act.

2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.10,58,856/- (Rupees Ten lakhs fifty eight thousand eight hundred and fifty six only)** towards decretal charges in O.P.No.12/94 pertaining to Mallapur (V) Laxmanchanda (M) of Nizamabad District subject to verification whether the reference under section 18(1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by the Government/ Special Chief Secretary to Government and Chief Commissioner for LandAdministration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

3) The Special Collector (LA), SRSP, SSP & JCRGLIP, Hyderabad is directed to follow the directions issued by the Hon'ble High Court on 30.04.2007 in W.P.No.2181 of 2005 in disbursement of the above sanctioned decretal charges to the rightful claimants in respect of O.P.No.12/94 under SRSP for avoiding intervention of the middlemen.

4) The expenditure sanctioned in para (2) ante shall be debitable to the following Head of Account ""2701- Capital Out Lay – M & MI – 01 – Major Irrigation – Commercial – MH.116 Sriramasagar Project –GH.11 – Normal State Plan – SH (27) Canals and Distributaries – 530/532 lands (Charged)". In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

5) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.25697/F4(2)/2009-1, dated 07.07.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS  
SECRETARY TO GOVERNMENT

To

The Secretary to CCLA, Andhra Pradesh, Hyderabad.

The Special Collector, LA, SRSP, SSP & JCRGLIP, Tarnaka, Hyderabad.

The SDC, LA-cum-Loc, Unit, SRSP, Pochampad.

The Administrative-cum-Chief Engineer, Hyderabad.

The Director of Works Accounts, Hyderabad.

Copy to: P.S. to Minister (M& MI).

Finance (W&P) Department/File C.No.14511/LA-III(A1/2009

SF/SCs

//FORWARDED::BY ORDER//

SECTION OFFICER